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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: VOLKSWAGEN “CLEAN DIESEL”) MDL No. 2672 CRB (JSC)
MARKETING, SALES PRACTICES, AND)
PRODUCTS LIABILITY LITIGATION) **ORDER APPROVING TRUST**
) **AGREEMENTS AND ESTABLISHING**
) **TRUSTS**

This Document Relates to:)
)
United States v. Volkswagen AG et al.,)
Case No. 16-cv-295 (N.D. Cal.))
)
)
)
)

1 Having reviewed and considered (1) the United States’ unopposed motion requesting the Court
2 to approve the Environmental Mitigation Trust Agreement for State Beneficiaries and the Environmental
3 Mitigation Trust Agreement for Indian Tribe Beneficiaries (“Trust Agreements”) and to establish the
4 Volkswagen Diesel Emissions Environmental Mitigation Trust for State Beneficiaries, Puerto Rico, and
5 the District of Columbia, and the Volkswagen Diesel Emissions Environmental Mitigation Trust for
6 Indian Tribe Beneficiaries (“Trusts”) in accordance with Paragraph 17 of the Partial Consent Decree
7 (Dkt. No. 2103-1 at 19, ¶17), and (2) the State of California’s joinder in the United States’ motion, the
8 Court:
9

10 1) **GRANTS** the United States’ motion, and hereby approves the Trust Agreements and all of
11 the terms and conditions thereof (appended to the United States’ motion as Attachments A and B) and,
12

13 2) **ORDERS** that within two weeks following the date that this Order is entered by the Court, (a)
14 the Trustee and the Settling Defendants shall execute and deliver to the United States each of the
15 executed Trust Agreements, and (b) the United States shall file the fully executed Trust Agreements
16 with the Court.

17 3) **ORDERS** that the Trust Effective Date for each Trust Agreement shall be the date that the
18 fully executed Trust Agreements are filed with the Court. Each of the Trusts shall be established on the
19 Trust Effective Date and shall thereafter constitute the legal, valid and binding obligations of all parties
20 thereto. The Court directs the Trustee and the Settling Defendants to commence performance of their
21 obligations in accordance with the terms of each Trust Agreement immediately upon the Trust Effective
22 Date.
23

24 **IT IS SO ORDERED.**

25 Dated: September 19, 2017



26 CHARLES R. BREYER
27 United States District Judge